Crl. Misc.No.69051-M of 2006

Charanjit Singh and another Vs. State of Punjab

Present : Mr. S.P.S. Sidhu, Advocate for the petitioners.

Prayer in this petition is for grant of anticipatory bail in case FIR No.144 dated 25.9.2006, registered under Sections 409/120-B of the IPC at Police Station City Fazilka,Distt.Ferozepur.

The petitioners, who are Field Officers in `Markfed' are accused of selling 632 bags of wheat, weighing 50 kgs. each, for the crop year 2002-03, as per checking conducted on 19.8.2006.

Counsel for the petitioners contends that physical verification was incorrectly carried out and the sealed godowns, if checked today, would reveal that there is no shortage. It is further contended that wheat was damaged during storage. The life of wheat is 9 months and, therefore, no fault can be found with the petitioners.

I have heard learned counsel for the petitioners and perused the paper book.

The petitioners are Field Officers, responsible for the wheat stored in `Markfed' godowns. A physical verification carried out on 19.8.2006, reveals a shortage of 632 bags of wheat, weighting 50 kgs. each. It is not denied that the custody of the wheat was with the petitioners.

In view of the aforementioned facts, no ground to extend the benefit of anticipatory bail to the petitioners. Dismissed.

7.11.2006 (RAJIVE BHALLA)
GS JUDGE